

Message Text

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ACTION NEA-10

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03

NSAE-00 NSC-05 PA-02 PRS-01 SP-02 SS-15 USIA-15 OMB-01

TRSE-00 ACDA-10 SSM-05 IO-13 /096 W

-----231048 009805 /14

R 221535Z FEB 77

FM AMEMBASSY BEIRUT

TO SECSTATE WASHDC 3121

INFO SITREP COLLECTIVE 223

UNCLAS BEIRUT 0778

E.O. 11652: N/A

TAGS: MILI, LE, PFOR

SUBJECT: DECREE LAW ON ARMY RETIREMENT

1. PRESIDENT SARKIS SIGNED DECREE-LAW ON ARMY RETIREMENT
FEBRUARY 10, 1977. TEXT OF DECREE-LAW FOLLOWS:

ARTICLE 1. THREE MONTHS AFTER THE DATE THIS LEGISLATIVE
DECREE ENTERS IN FORCE, ANY ARMY OFFICER, WHATEVER HIS RANK
AND HIS NUMBER OF YEARS OF SERVICE, HAS THE RIGHT TO OFFER
HIS RESIGNATION IN ACCORDANCE WITH THE PROVISIONS OF THE
PRESENT DECREE.

THE GOVERNMENT CAN ACCEPT OR REJECT THE OFFICER'S APPLICATION
BY A DECREE OF THE COUNCIL OF MINISTERS ADOPTED ON A MOTION
OF THE MINISTER OF DEFENSE. IF THE GOVERNMENT MAKES NO
DECISION DURING A ONE-MONTH PERIOD FOLLOWING THE EXPIRATION
OF THE THREE-MONTH PERIOD CITED ABOVE, THE APPLICATION IS
CONSIDERED AS REJECTED.

ARTICLE 2. IN CONFORMITY WITH THE PROVISIONS OF ARTICLE 1,
THE RETIREMENT PENSION OR THE END OF SERVICE COMPENSATION
FOR THE RESIGNING IS PAID ON THE BASIS OF HIS WOULD-BE
PROMOTION TO THE NEXT HIGHEST GRADE, WITHOUT CONSIDERATION
OF THE AVERAGE GRADE ENVISIONED FOR THE LAST YEAR OF SERVICE.

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ARTICLE 3. THE PROVISIONS OF ARTICLE 1 AND 2 ARE NOT APPLICABLE
TO OFFICERS WHO WILL HAVE REACHED THEIR AGE LIMIT IN 1977
OR 1978.

ARTICLE 4. DURING A THREE-MONTH PERIOD BEGINNING AFTER THE
THREE-MONTH PERIOD ENVISIONED IN ARTICLE 1, THE GOVERNMENT
CAN BY A DECREE OF THE COUNCIL OF MINISTERS ADOPTED ON A MOTION

BY THE MINISTER OF DEFENSE TERMINATE OR RETIRE ANY OFFICER,
WHILE PROTECTING HIS RIGHTS, IN CONFORMITY WITH THE REGULATIONS
IN FORCE.

ARTICLE 5. UNTIL DECEMBER 31, 1977, THY GOVERNMENT CAN BY
A DECREE OF THE COUNCIL OF MINISTERS ADOPTED ON A MOTION OF
THE MINISTER OF DEFENSE, PLACE ANY OFFICER WITH A RANK
OF COLONEL OR HIGHER AT THE DISPOSAL OF THE MINISTRY
OF DEFENSE.

THE PROVISIONS OF THIS ARTICLE ARE APPLICABLE ONLY IF THE
PROVISIONS OF ONE OF THE OTHER PRECEDING ARTICLES ARE
APPLICABLE WHEN THE REQUIRED CONDITIONS ARE BROUGHT TOGETHER.

ARTICLE 6. DURING A SIX-MONTH PERIOD FOLLOWING THE ENTRY
IN FORCE OF THE PRESENT LEGISLATIVE DECREE, THE AFFECTED
OFFICER MAY BE TRANSFERRED BY VIRTUE OF A DECREE OF THE COUNCIL
OF MINISTERS TO A GOVERNMENT SERVICE OR PUBLIC INSTITUTION
WITHOUT REGARD FOR THE CONDITIONS NORMALLY NECESSARY FOR
SUCH AN APPOINTMENT.

ARTICLE 7. ALL THE DECREES ENVISIONED IN THE PRECEDING ARTICLES
WILL BE PROMULGATED AFTER NOTICE BY THE COMMANDER IN CHIEF
OF THE ARMY, WHICH MUST BE GIVEN IN A PERIOD OF THREE DAYS,
AFTER WHICH HIS AGREEMENT IS CONSIDERED TO HAVE BEEN OBTAINED.

ARTICLE 8. THE DECREES ADOPTED IN CONFORMITY WITH THE
STIPULATIONS OF THE PRESENT DECREE INCLUDING GARNISHMENT
AND DEMOTION FOR ABUSE OF POWER, ARE NOT SUBJECT TO ANY
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ADMINISTRATIVE OR JUDICIAL RECOURSE.

ARTICLE 9. THE MODALITIES OF APPLICATPMN OF THE PRESENT
DECREE CAN, IF NECESSARY, BE DEFINED BY ANOTHER LEGISLATIVE
DECREE.

ARTICLE 10. THE PRESENT DECREE IS APPLICABLE THE DAY AFTER
IT IS POSTED ON THE DOOR OF THE OFFICE OF THE PRIME
MINISTER.
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: LAW, MILITARY PERSONNEL, PERSONNEL RESIGNATIONS
Control Number: n/a
Copy: SINGLE
Sent Date: 22-Feb-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770062-0648
Format: TEL
From: BEIRUT
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770222/aaaaatuk.tel
Line Count: 107
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: c847f2c3-c288-dd11-92da-001cc4696bcc
Office: ACTION NEA
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 23-Sep-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3269198
Secure: OPEN
Status: NATIVE
Subject: DECREE LAW ON ARMY RETIREMENT
TAGS: MILI, PFOR, PGOV, LE
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/c847f2c3-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009